

Federal Communications Commission

§ 21.900

nature and extent of engineering facilities that the applicant has available for such purposes.

(b) Expiring developmental authorizations may be renewed only upon the applicant's compliance with the applicable requirements of § 21.406 (a) and (b) relative to the authorization sought to be renewed and upon a factual showing that further progress in the program of research and development requires further radio transmission and that the public interest, convenience or necessity would be served by renewal of such authorization.

[44 FR 60534, Oct. 19, 1979, as amended at 52 FR 37784, Oct. 9, 1987]

§ 21.406 Developmental report required.

(a) Upon completion of the program of research and development, or, in any event, upon the expiration of the instrument of station authorization under which such investigations were permitted, or at such times during the term of the station authorization as the Commission may deem necessary to evaluate the progress of the developmental program, the licensee shall submit, in duplicate, a comprehensive report on the following items, in the order designated:

- (1) Report on the various phases of the project which were investigated.
- (2) Total number of hours of operation on each frequency assigned.
- (3) Copies of any publication on the project.
- (4) A listing of any patents applied for, including copies of any patents issued as a consequence of the activities carried forth under the authorization.
- (5) Detailed analysis of the result obtained.
- (6) Any other pertinent information.

(b) In addition to the information required by paragraph (a) of this section, the developmental report of a station authorized for the development of a proposed radio service shall include comprehensive information on the following items:

- (1) Probable public support and methods of its determination.
- (2) Practicability of service operations.
- (3) Interference encountered.

(4) Pertinent information relative to merits of the proposed service.

(5) Propagation characteristics of frequencies used, particularly with respect to the service objective.

(6) Frequencies believed to be more suitable and reasons therefor.

(7) Type of signals or communications employed in the experimental work.

(c) Normally, developmental reports will be made a part of the Commission's public records. However, an applicant may request that the Commission withhold from the public certain reports and associated material relative to the accomplishments achieved under developmental authorization, and, if it appears that such information should be withheld, the Commission will so direct.

Subparts G—J [Reserved]

Subpart K—Multipoint Distribution Service

§ 21.900 Eligibility.

(a) Authorizations for stations in this service will be granted to existing and proposed communications common carriers and non-common carriers. An application will be granted only in cases where it can be shown that:

- (1) The applicant is legally, financially, technically, and otherwise qualified to render the proposed service; and
- (2) There are frequencies available to enable the applicant to render a satisfactory service; and
- (3) The public interest, convenience and necessity would be served by a grant thereof.

(b) The applicant shall state whether service will be provided initially on a common carrier basis or on a non-common carrier basis. An applicant proposing to provide initially common carrier service shall state whether there is any affiliation or relationship to any intended or likely subscriber or program originator.

[63 FR 65102, Nov. 25, 1998; 64 FR 4054, Jan. 27, 1999, as amended at 64 FR 63731, Nov. 22, 1999]

EFFECTIVE DATE NOTE: At 63 FR 65103, Nov. 25, 1998, § 21.900 was revised. Paragraph (a)(2)